

REMARKS

Claims 8 and 9 remain in the application and have been amended hereby.

Reconsideration is respectfully requested of the rejection of claims 8 and 9 under 35 USC 112, second paragraph, as being indefinite.

Claims 8 and 9 have been amended in part to clarify that the controller updates the accounting points.

Further, it is respectfully submitted that the recited accounting processing performed in the accounting center is shown in Fig. 11 and described in pages 39-40 of the present application, for example.

Accordingly, it is respectfully submitted that amended independent claims 8 and 9 are clear and definite in their recitation of the present invention and meet all requirements of 35 USC 112.

Reconsideration is respectfully requested of the rejection of claims 8 and 9 under 35 USC 102(b), as being anticipated by Ushiki et al.

To anticipate a claim, the reference must teach every element of the claim. See MPEP §2131.

Looking at Ushiki et al. we see that it is the accounting center, not the terminal as in the present invention, that stores the accounting points. Ushiki et al. teaches that the accounting center calculates a fee for communicating between subscriber terminals based on accounting information and a degree of supply of advertisement image information. It is respectfully submitted that Ushiki et al. is silent about storing accounting points in the terminals and, further, is silent about performing any accounting processing in the terminals.

Therefore, because the Ushiki et al. structure is formed differently from that of the presently claimed invention, it is respectfully submitted that the positively recited structure of amended claims 8 and 9 cannot be found in Ushiki et al., and that Ushiki et al. does not anticipate the present invention as recited in the amended claims.

Reconsideration is respectfully requested of the rejection of claims 8 and 9 under 35 USC 102(e), as being anticipated by Iwamura.

Looking at Iwamura we see that there is no accounting processing being performed at an accounting center based on

accounting points transmitted from the terminal device. Iwamura is merely teaching a terminal wherein when a user wants access to information provided by an information provider, the terminal performs an accounting process to enable the user to access the information.

Therefore, because the Iwamura structure is formed differently from that of the presently claimed invention, it is respectfully submitted that the positively recited structure of amended claims 8 and 9 cannot be found in Iwamura and that Iwamura does not anticipate the present invention as recited in the amended claims.


Entry of this amendment is earnestly solicited, and it is respectfully submitted that the amendments made to the claims hereby raise no new issues requiring further consideration and/or search, because all of the features of this invention have clearly been considered by the examiner in the prosecution of this application and because the present amendments serve only to further define and emphasize the novel features of this invention.

Favorable reconsideration is earnestly solicited.

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Respectfully submitted,

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS

Please amend claims 8 and 9 by rewriting same to read as follows.

--8. (Twice Amended) An accounting system including an accounting center and a terminal device for communicating with the [account] accounting center,

the terminal device comprising:

a first memory for storing accounting [point information] points;

a second memory for storing distributed information distributed from an external source; and

a controller for updating the accounting [point information] points stored in the first memory and for updating attributes of the distributed information when the distributed information is stored in the second memory,

wherein when the distributed information is stored into the second memory, the controller [decrements] updates the attributes of the distributed information to an unavailable state and updates the accounting [point information] points

stored in the first memory based on the distributed information and when the accounting points are updated correctly, the controller updates the attributes of the distributed information from an unavailable state to [an] the available state, and

the accounting center comprising:

accounting means for carrying out an accounting processing based on the accounting [point information] points transmitted from the terminal device.

--9. (Twice Amended) An accounting system including an accounting center and a terminal device for communicating with the accounting center,

the terminal device comprising:

a first memory for storing accounting [point information] points;

a second memory for storing distributed information distributed from an external source;

a first controller for updating the accounting [point information] points stored in the first memory and for updating attributes of the distributed information when the

distributed information is stored in the second memory; and

a second controller for making a request for purchasing the accounting [point information] points to the accounting center and for updating the accounting [point information] points stored in the first memory based on an accounting processing corresponding to the accounting [point information] points executed at the accounting center, wherein

when the distributed information is stored in the second memory, the first controller updates the attributes of the distributed information to an unavailable state and updates the accounting points stored in the first memory based on the distributed information, and when the accounting points are not updated correctly, the second controller makes the request for purchasing the accounting points to the accounting center and updates the accounting points, and the first controller updates the attributes of the distributed information from the unavailable state to an available state, and

the accounting center comprising:

accounting means for carrying out an other accounting

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processing based on the request for purchasing the  
accounting [point information] points transmitted from the  
terminal device.--